

HISTORY OF CRIME AND PUNISHMENT

WINTER TERM, 2014

VOLUME TWO

Professor J. Phillips

These materials are produced solely for the use of students at the Centre of Criminology and Faculty of Law, University of Toronto

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Jonathan Swainger, "A Distant Edge of Authority: Capital Punishment and the Prerogative of Mercy in British Columbia, 1872-1880", in H. Foster and J. McLaren, eds., *Essays in the History of Canadian Law Volume VI: British Columbia and the Yukon* (Toronto: Osgoode Society for Canadian Legal History and University of Toronto Press 1995)

Tina Loo, "Savage Mercy: Native Culture and the Modification of Capital Punishment in Nineteenth-Century British Columbia", in C. Strange, ed., *Qualities of Mercy: Justice, Punishment and Discretion* (Vancouver: University of British Columbia Press, 1996)

Wednesday March 12: Women, The Criminal Law and Criminal Justice: (1) Female Offenders

Karen Dubinsky and F. Iacovetta, "Murder, Womanly Virtue and Motherhood: The Case of Angelina Napolitano" (1991) 72 *Canadian Historical Review* 505

Charlotte Gray, *The Massey Murder: A Maid, her Master, and the Trial that Shocked a Nation* (Toronto: Osgoode Society for Canadian Legal History and Harper Collins, 2013), extracts

Wednesday March 19: Women, the Criminal Law and Criminal Justice: (2) Female Victims

Annalee Golz, "Murder Most Foul: Spousal Homicides in Ontario, 1870-1915" in N. Erber and G. Robb, eds., *Disorder in the Court: Trials and Sexual Conflict at the Turn of the Century* (New York: NTU Press 1999)

Carolyn Strange, "Patriarchy Modified: The Criminal Prosecution of Rape in York County, Ontario, 1880-1930", in Jim Phillips, Tina Loo, and Susan Lewthwaite, eds., *Essays in the History of Canadian Law Volume V: Crime and Criminal Justice* (Toronto: Osgoode Society for Canadian Legal History and University of Toronto Press 1995)

Wednesday March 26: African Canadians

Susan McKelvey, "Creating the Myth of 'Raceless Justice' in the Murder Trial of R. v. Richardson, Sandwich," in Barrington Walker, eds., *The African-Canadian Legal Odyssey: Historical Essays* (Toronto: Osgoode Society for Canadian Legal History and University of Toronto Press, 2012).

David Steeves, "Maniacal Murderer or Death Dealing Car: The Case of Daniel Perry Sampson, 1933-1935," in Barrington Walker, eds., *The African-Canadian Legal Odyssey: Historical Essays* (Toronto: Osgoode Society for Canadian Legal History and University of Toronto Press, 2012).

Wednesday April 2: Aboriginal Peoples

Constance Backhouse, "'Bedecked in Gaudy Feathers': The Legal Prohibition of Aboriginal Dance - Wanduta's Trial, Manitoba, 1903", in Backhouse, *Colour-Coded: A Legal History of Racism in Canada, 1900-1950* (Toronto: Osgoode Society for Canadian Legal History and University of Toronto Press 1999)

Sidney Harring, White Man's Law: Native People in Nineteenth Century Canadian Jurisprudence (Toronto: Osgoode Society for Canadian Legal History and University of Toronto Press 1998), chapter 10.

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